

**THE MINUTES  
FOR THE APRIL 5, 2011  
MEETING OF THE BOARD OF TRUSTEES  
OF THE INCORPORATED VILLAGE OF NORTHPORT  
MEETING AT 6:00 P.M.**

Present: Mayor Doll, Trustees, Kehoe, and McMullen and Tobin, Village Attorney James Matthews, Village Clerk Donna Koch, Village Administrator Gene Guido.

Absent: Trustee Maline

**ANNOUNCEMENTS:** Mayor Doll announced "Clean the Bay Day" is scheduled for April 30, 2011 and June 18<sup>th</sup>, 2011 is "Clean the Beach Day" in the Town of Huntington.

Trustee and Commissioner of Sanitation Tom Kehoe announced the retirement of Erica Reinhart. Erica has worked for the Village for over 35 years and her knowledge and experience will be greatly missed.

**PRESENTATIONS:** no presentations.

**PUBLIC HEARINGS:** no public hearings.

**PUBLIC PARTICIPATION:** Betty Koerner, addressed the Board regarding her riparian rights. The Mayor assured her she could walk on any beach up to the mean high tide level within the Village of Northport.

**BOARD APPROVAL OF WARRANT:**

On the motion of Trustee McMullen and seconded by Trustee Kehoe the following bills were approved for payment.

**Fiscal Year 2011/2012 General Fund bills in the amount of \$ 25,690.97**

On the motion of Trustee McMullen and seconded by Trustee Kehoe the following bills were approved for payment.

**Fiscal Year 2010/2011 General Fund bills in the amount of \$12,438.45**

On the motion of Trustee McMullen and seconded by Trustee Kehoe the following bills were approved for payment.

**Fiscal Year 2011/2012 Capital Fund bills in the amount of \$ 3,068.50**

**COMMISSIONER REPORTS:** Trustee McMullen reported that Little League opening day is scheduled for this weekend. The Parks Department has scheduling to have some maintenance done to the gazebo down at Steers Park. New railings are going up around the bathroom pavilion down at the Village Park. Soper Park has been cleaned up. The floats will be going in as soon as the weather permits. The Huntington maritime services will be coming to inspect the bulkhead around the dock, because of the harsh winter there has been a problem with erosion. They would like to back fill it with a stronger material to stabilize the bulkhead from further erosion.

Trustee Tobin reported that the Bayview Ave. walking tour and meeting went well and thanked Mr. Guido for his work in organizing the meeting and leading the tour. Trustee Tobin reported the stasis of several grant reimbursements: TEA 21 reimbursement of \$188,528.62. The Village has received from National grid monies to repair where they had replaced the pipe along the west side of Bayview Ave. The Village received \$79,314.12

Trustee Kehoe reported the new chamber president is Fleming Hansen. The Northport Harbor Water Quality meetings are continuing with the town of Huntington.

Mayor Doll reported the highway department is busy cleaning roads from the winter. The Village has two street sweepers but one is down at this time. Also the men have been chipping Christmas trees and wood chips are available to anyone, down at Scudder Park.

**CHIEF OF POLICE REPORT:** Chief Bruckenthal commended Officer Cook on a recent arrest Officer Cook had made of a serial burglar. The Department responded to 363 calls, issued 87 summonses and made four (4) arrests. . The Department has been awarded a grant in the amount of \$22,000 from New York State, for TRAX, which gives the officers the ability to scan a person's license right to DMV. It will automatically create a ticket if one is going to be issued and creates the traffic accident report. Officer Chris Hughes was very instrumental in applying for this grant. The Police boat is in the water and a Dockmaster is now on duty on the weekends till Memorial Day.

**ADMINISTRATOR'S REPORT:** Mr. Guido requested to go over a personnel issue in executive session.

**NEW BUSINESS:** no new business

**OLD BUSINESS:** no old business

**CORRESPONDENCE:** a thank you letter from the Boys Scout Polar Bear swim was received.

**REQUESTS:** A request from the Northport Visiting Nurse center to close Main St, during their memorial service Sunday May 1<sup>st</sup> from 7:00 to 8:00 PM. The Board approved this request.

## **RESOLUTIONS:**

The following resolution was put on hold until the next meeting.

### **RESOLUTION 2011- 32 ~ APPROVAL OF THE MARCH 15, 2011 MINUTES**

**WHEREAS:** Copies of the minutes of the March 15, 2011, meeting were sent to the Board for approval, therefore,

**BE IT RESOLVED** that said minutes are approved without reading, at this time.

On the motion of Trustee Kehoe and seconded by Trustee McMullen with Trustee Tobin abstaining the following resolution was approved.

### **RESOLUTION 2011- 33~ APPOINTMENT OF DEPUTY MAYOR**

**BE IT RESOLVED:** That Henry Tobin is hereby appointed Deputy Mayor.

On the motion of Trustee Kehoe and seconded by Trustee Tobin the following resolution was unanimously approved.

### **RESOLUTION 2011- 34~ COMMISSIONER APPOINTMENTS**

**BE IT RESOLVED:** That the Board of Trustees hereby approves the following designations of Commissioners as appointed by the Mayor:

Commissioner of Commerce – Trustee Kehoe  
Commissioner of Finance – Trustee Tobin  
Commissioner of Infrastructure – Trustee Tobin  
Commissioner of Information Technology ~ Trustee Tobin  
Commissioner of Public Works and Highways – Mayor Doll  
Commissioner of Parks & Waterways - Trustee McMullen  
Commissioner of Personnel – Trustee Maline  
Commissioner of Police – Trustee Kehoe  
Commissioner of Sanitation –Trustee Kehoe  
Commissioner of Athletic Activities ~ Trustee McMullen  
Commissioner of Planning and Development ~ Trustee Maline

On the motion of Trustee Tobin and seconded by Trustee Kehoe the following resolution was unanimously approved.

### **RESOLUTION 2011 – 35 ~ SEXUAL HARASSMENT COMMITTEE**

**BE IT RESOLVED:** That the Board of Trustees hereby approves the appointment of the following individuals to the Village's Sexual Harassment Committee:

1. Mayor Doll
2. Trustee Maline

On the motion of Trustee Tobin and seconded by Trustee Kehoe the following resolution was unanimously approved.

#### **RESOLUTION 2011 - 36~ APPOINTMENT OF VILLAGE ATTORNEY**

**BE IT RESOLVED**, that the Law Firm of James F. Matthews is hereby appointed General Legal Counsel to the Village for a term to begin on March 1, 2011 and end on April 4, 2012, unless sooner terminated by written notice at the direction of the Mayor, at the monthly rate of \$7,500, together with reimbursement of all out of pocket expenses incurred on behalf of the Village and that James F. Matthews, is hereby designated as Village Attorney for said term. Mr. Matthews is also designated and shall act as counsel to the Board of Zoning Appeals and the Board of Architectural and Historic Review and is hereby authorized to prosecute violations of the Village Code and local laws in Village Justice Court. Mr. Matthews agrees that the retainer shall include all services on behalf of the Village excepting only litigated matters where the Law Offices of James F. Matthews appears as the attorney of record and for such matters he shall be compensated at a rate of one hundred fifty dollars (\$150) per hour, all pursuant to a retainer agreement to be executed by the Mayor and filed with the Village Clerk. Mr. Matthews shall not be entitled to such additional hourly compensation for work performed as Assistant Village Attorney relating to court appearances in Village Justice Court, and shall be paid the flat rate of \$500 for each court appearance, with no further compensation for such court appearance and provided that only one Assistant Village Attorney may be compensated for each court appearance in Village Justice Court.

On the motion of Trustee Kehoe and seconded by Trustee Tobin the following resolution was unanimously approved.

#### **RESOLUTION 2011 - 37~ APPOINTMENT OF ASSISTANT VILLAGE ATTORNEY**

**BE IT RESOLVED:** That the firm of Gathman & Bennett is hereby appointed as legal counsel to the Village for a term to begin on March 1, 2011 and end on April 4, 2012, unless sooner terminated by written notice at the direction of the Mayor, at a rate of \$833.33 per month together with the reimbursement of all out of pocket expenses incurred on behalf of the Village and that J. Edward Gathman, a partner of said firm, is hereby designated as Assistant Village Attorney. As Assistant Village Attorney, Gathman & Bennett shall act as (i) counsel to the Planning Board; and (ii) is hereby authorized to prosecute violations of the Village Code and local laws in Village Justice Court. Gathman & Bennett shall, except as otherwise set forth herein, be additionally compensated for litigation matters or other proceedings where such firm becomes the attorney of record, and other matters, as designated by the Mayor or the Village

Attorney, all at a rate of one hundred fifty dollars (\$150) per hour, pursuant to a retainer agreement to be executed by the Mayor and filed with the Village Clerk; provided however, that notwithstanding anything to the contrary contained herein, Gathman & Bennett shall not be entitled to such additional hourly compensation for work performed as Assistant Village Attorney relating to court appearances in Village Justice Court, and shall be paid the flat rate of \$500 for each court appearance, with no further compensation for such court appearance and provided that only one Assistant Village Attorney may be compensated for each court appearance in Village Justice Court.

On the motion of Trustee Kehoe and seconded by Trustee Tobin the following resolution was unanimously approved.

**RESOLUTION 2011 - 38~ APPOINTMENT OF ASSISTANT VILLAGE ATTORNEY**

**BE IT RESOLVED:** That Karen Kerr, Esq. is hereby appointed as Special Assistant Village Attorney for a term to begin on March 1, 2011 and end on April 4, 2012, unless sooner terminated by written notice at the direction of the Mayor or Board of Trustees and is hereby authorized to prosecute violations of the Village Code and local laws in Village Justice Court. Karen Kerr shall be compensated for such matters as may be designated by the Mayor or the Village Attorney, all at a rate of one hundred fifty dollars (\$150) per hour, pursuant to a retainer agreement to be executed by the Mayor and filed with the Village Clerk; provided however, that notwithstanding anything to the contrary contained herein, Karen Kerr shall not be entitled to such additional hourly compensation for work performed as Special Assistant Village Attorney relating to court appearances in Village Justice Court, and shall be paid the flat rate of \$500 for each court appearance, with no further compensation for such court appearance and provided that only one Assistant Village Attorney may be compensated for each court appearance in Village Justice Court.

On the motion of Trustee McMullen and seconded by Trustee Tobin the following resolution was unanimously approved.

**RESOLUTION 2011 - 39~ APPOINTMENT OF SPECIAL VILLAGE ATTORNEY**

**BE IT RESOLVED:** That Roger Ramme, Esq. is hereby appointed as Special Assistant Village Attorney for a term to begin on March 1, 2011 and end on April 4, 2012, unless sooner terminated by written notice at the direction of the Mayor for the purpose of representing the Village in tax certiorari proceedings pending in the Supreme Court, Suffolk County for the monthly retainer of \$1,000.

On the motion of Trustee McMullen and seconded by Trustee Tobin the following resolution was unanimously approved.

## **RESOLUTION 2011- 40 ~ APPOINTMENTS**

**BE IT RESOLVED:** The following appointments proposed by the Mayor are hereby approved pursuant to the Village Law:

Deputy Village Clerk – Catherine Romanczyk	1 year
Deputy Village Treasurer – Laura Kaplan	1 year
Acting Village Justice - Ralph Crafa	1 year
Secretary to the Planning Board - Joy Nygren	1 year
Secretary to the Zoning Board - Catherine Romanczyk	1 year
Secretary to the Board of Architectural and Historic Review Catherine Romanczyk	1 year
Secretary to the Board of Fire Commissioners Janet Price	1 year
Village Assessor - Roger Ramme	1 year
Senior Harbormaster- Anthony Graziano	1 year
Harbormaster - Nick Volpe	1 year
Harbormaster – Russell Bostock	1 year
Fire Marshall - John McKenna	1 year
Assistant Fire Marshall - Joseph Pansini	1 year
Village Historian - Fred Black	1 year

On the motion of Trustee McMullen and seconded by Trustee Tobin the following resolution was unanimously approved.

## **RESOLUTION 2011 - 41 ~ ADDITIONAL APPOINTMENTS**

**BE IT RESOLVED:** The following appointments proposed by the Mayor are hereby approved pursuant to the Village Law:

**Board of Fire Commissioners (3 year term)**

1. Paul Latuso (Term to expire 2014)

**Planning Board (5 year term)**

1. Lizbeth Thalheimer (Term to expire in 2016)

**Board of Zoning Appeals (5 year term)**

1. Jacqueline Ingham (Term to expire 2016)

**BOARD OF ARCHITECTURAL AND HISTORIC REVIEW**

1. Gary Blake (Term to expire 2014)
2. Cliff Gardiner (Term to expire 2014)

On the motion of Trustee Kehoe and seconded by Trustee McMullen with Mayor Doll abstaining the following resolution was unanimously approved.

**RESOLUTION 2011 - 42 ~ CHAIRMAN APPOINTMENTS**

**BE IT RESOLVED:** The following appointment proposed by Deputy Mayor Tobin is hereby approved pursuant to the Village Law:

Chairman, Board of Fire Commissioners - Phillip Weber	1 year
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On the motion of Trustee Kehoe and seconded by Trustee Tobin the following resolution was unanimously approved.

**RESOLUTION 2011 -43 ~ CHAIRMAN APPOINTMENTS**

**BE IT RESOLVED:** The following appointments proposed by the Mayor are hereby approved pursuant to the Village Law:

Chairman, Planning Board - Richard Boziwick	1 year
Chairman, Board of Zoning Appeals -Andrew Cangemi	1 year
Chairman, Board of Architectural and Historic Review – Gary Blake	1 year
Chairman, LWRP Committee - Bruce Adams	1 year
Co-Chairman LWRP - Richard Koopman	1 year

On the motion of Trustee Kehoe and seconded by Trustee McMullen the following resolution was unanimously approved.

On the motion of Trustee Kehoe and seconded by Trustee McMullen the following resolution was unanimously approved.

**RESOLUTION 2011 - 44~ MEETINGS OF THE BOARD OF TRUSTEES**

**BE IT RESOLVED:** That the regular meetings of the Board of Trustees will be

held on the first and third Tuesday of each month at 6:00 p.m.

On the motion of Trustee Kehoe and seconded by Trustee McMullen the following resolution was unanimously approved.

**RESOLUTION 2011 - 45~ DESIGNATION OF THE OFFICIAL NEWSPAPER**

**BE IT RESOLVED:** That pursuant to the Village Code, The Observer is hereby designated as the official newspaper of the Incorporated Village of Northport, pursuant to the terms, conditions and rates set forth.

On the motion of Trustee Tobin and seconded by Trustee McMullen the following resolution was unanimously approved.

**RESOLUTION 2011 - 46 ~ APPOINTMENT OF VILLAGE ENGINEER**

**BE IT RESOLVED:** That the firm of Gannett Fleming Engineers and Architects, P. C., is hereby authorized to provide professional engineering and related technical services to the Village of Northport during the current year, pursuant to the terms, conditions and rates set forth in a letter dated May 27<sup>th</sup>, 2008.

On the motion of Trustee Kehoe and seconded by Trustee Tobin the following resolution was unanimously approved.

**RESOLUTION 2011 - 47~ DESIGNATION OF DEPOSITORIES FOR FUNDS**

**BE IT RESOLVED:**

1. The Chase/J.P. Morgan, Citibank, First National Bank of Long Island, and North Fork Bank, Bank of Smithtown, Flushing Bank, and MBIA - CLASS, New York State chartered banks, located and authorized to do business in Northport, New York, are hereby designated as a depositories of this Public Entity.

2 The Treasurer and Mayor of the Public Entity, or any one of them, is/are hereby authorized to open a bank account or accounts from time to time with the Chase Manhattan Bank, Citibank, First National Bank of Long Island, North Fork Bank, Bank Of Smithtown, Flushing Bank and MBIA - CLASS and their subsidiaries and affiliates (each being hereinafter referred to as "Bank") for and in the name of the Public Entity with such title or titles as he/she or they may designate.

3. Until the further order of the Governing Board, pursuant to paragraph 11 hereof, the requirement of a maximum amount which may be kept on deposit at bank at any time is not applicable.

4. The Treasurer , Village Clerk Donna M. Koch, Deputy Village Clerk



Catherine Romanczyk, Deputy Treasurer, Mayor George Doll Jr. and Deputy Mayor Henry Tobin, of Public Entity, signing jointly on any and all checks issued by the Village, their successors and any other person authorized by statute, regulation or court order on behalf of Public Entity("Authorized Person(s)") is/are hereby authorized to sign, by hand or by facsimile

(including, but not limited to, electronically generated) signatures(s), checks, drafts, acceptances and other instruments ( hereinafter collectively referred to as "Items(s)). Notwithstanding the above, any Authorized Person is authorized singly to: (1) initiate Automated Clearing House ("ACH") debits without a signature; (2) initiate payments by use of Depository Transfer Checks ("DTC") without a signature provided that the name of the Public Entity is printed on the DTC; or (3) give instructions, by means other the signing of an item, with respect to any account transaction, including, but not limited to , the payment, transfer or withdrawal by wire, computer or other electronic means (now existing or hereafter developed), of funds, credits, items or property at any time held by bank for account of the Public Entity ("Instructions").

5. The Treasurer and Mayor of the Public Entity is/are hereby authorized without further action of this Governing Board to execute Banks form entitled Appointment of Designated Person(s) to Provide Call Back Verifications and Written Confirmations in Connection with Payment Orders", thereby designating one or more individuals, whether or not such individuals be designated as "Authorized Persons", for the purpose of the verification of payment orders and issuance of written confirmations.

6. Bank is hereby authorized to honor and pay items, whether signed by hand or by facsimile (including, but not limited to electronically generated) signature(s). In the case of facsimile signatures, Bank is authorized to pay any item if the signature, resembles the specimens filed with Bank by Public Entity, regardless of how or by whom such signature was affixed and whether or not the form of signature used on such Item was actually prepared by or for the Public Entity. Bank is further authorized to honor and pay DTC's, ACH's Instructions, and other orders given singly by any Authorized Person or employee individually, without limit as to amount.

7. Bank is hereby authorized to accept for deposits, for credit, for collection, or otherwise, Items whether or not endorsed by any person or by stamp or other impression in the name of the public Entity without inquiry as to the circumstances of the endorsement or lack of endorsement of the endorsement or the disposition of the proceeds.

8. Public Entity agrees to be bound by the "Terms and Conditions for Business Accounts and Services," currently in effect and as amended hereafter, as well as any signature card, deposit ticket, checkbook, passbook, statement of account, receipt, instrument, document or other agreement, such as, but not limited to, funds transfer agreements and security procedures delivered or made available to Public Entity from bank, and by all notices posted at the office of Bank at which the account of the Public

entity is maintained, or on a website that the Bank maintains or participates in, in each case with the same effect as if each and every term thereof were set forth in full herein and made part hereof.

9. The Treasurer and Mayor of the Public Entity or any one or more of them is/are hereby authorized to act for the Public Entity in all matters and transactions relating to any of its business with the Bank including, but not limited to, the execution and delivery of any agreements or contacts necessary to effect the foregoing Resolution.

10. Each of the foregoing Resolutions and the authority thereby conferred shall remain in full force and effect until written notice of revocation or modification by presentation of new resolutions and Bank Signature Card Form shall be received by Bank; provided that such notice shall not be effective with respect to any revocation or modification of said authority until Bank shall have had a reasonable opportunity to act following receipt of such notice and shall not be effective with respect to any checks or other instruments for the payment of money or the withdrawal of funds dated on or prior to the date of such notice.

11. The Village Clerk or Treasurer of the Public Entity is hereby authorized and directed to certify, under the seal of the Public Entity or not, but with like effect in the latter case, to Bank the foregoing Resolutions, the names of the officers, Authorized Personal and other representatives of the Public Entity and any changes from time to time in the said Officers, Authorized Persons and representatives and specimens of their respective signatures. Bank may conclusively assume that the persons at any time certified to it to be officers, Authorized Persons or other representatives of the Public Entity continue as such until receipt by Bank of written notice to the contrary.

12. The authority given hereunder shall be deemed retroactive and any and all acts hereunder performed prior to the passage of these Resolutions are hereby ratified and approved.

On the motion of Trustee Kehoe and seconded by Trustee Tobin the following resolution was unanimously approved.

**RESOLUTION 201-48 ~ INVESTMENT POLICY**

**BE IT RESOLVED:** That the Board of Trustees hereby adopts the existing Incorporated Village of Northport Investment Policy for the current fiscal year.

On the motion of Trustee Tobin and seconded by Trustee McMullen the following resolution was unanimously approved.

**RESOLUTION 2011- 49~ CHECK SIGNING POLICY**

**BE IT RESOLVED:** That the Board of Trustees hereby adopts the existing Incorporated Village of Northport I Check Signing Policy for the current fiscal year.

On the motion of Trustee Kehoe and seconded by Trustee Tobin the following resolution was unanimously approved.

**RESOLUTION 2011- 50~ PURCHASING POLICY**

**BE IT RESOLVED:** That the Board of Trustees hereby adopts the existing Incorporated Village of Northport I Purchasing Policy Policy for the current fiscal year.

On the motion of Trustee Tobin and seconded by Trustee McMullen the following resolution was unanimously approved.

**RESOLUTION 2011- 51~ PURCHASING POLICY/CREDIT CARDS**

**BE IT RESOLVED:** That the Board of Trustees hereby adopts the existing Purchasing Policy/Credit Cards for the current fiscal year.

On the motion of Trustee Kehoe and seconded by Trustee McMullen the following resolution was unanimously approved.

**RESOLUTION 2011-52~ PURCHASING POLICY/TRAVEL AND CONFERENCES**

**BE IT RESOLVED:** That the Board of Trustees hereby adopts the existing Purchasing Policy/Travel & Conferences for the current fiscal year.

On the motion of Trustee Tobin and seconded by Trustee Kehoe the following resolution was unanimously approved.

**RESOLUTION 2011- 53 ~ CELLULAR TELEPHONE POLICY**

**BE IT RESOLVED:** That the Board of Trustees hereby adopts the existing Purchasing Policy/Credit Cards for the current fiscal year.

On the motion of Trustee Tobin and seconded by Trustee Kehoe the following resolution was unanimously approved.

**RESOLUTION 2011- 54~ FIXED ASSETS POLICY**

**BE IT RESOLVED:** That the Board of Trustees hereby adopts the existing Fixed Asset Policy for the current fiscal year.

On the motion of Trustee Kehoe and seconded by Trustee McMullen the following resolution was unanimously approved.

**RESOLUTION 2011-55~ DESIGNATION OF ANNUAL MEETING**

**BE IT RESOLVED:** That the Annual Meeting for the Board of Trustees of the Incorporated Village of Northport will be held April 3, 2012 in Village Hall, 224 Main Street, Northport, NY beginning at 6:00 p.m.

On the motion of Trustee Kehoe and seconded by Trustee McMullen the following resolution was unanimously approved.

**RESOLUTION 2011-56~ NORTHPORT HISTORICAL SOCIETY**

**WHEREAS:** the Northport Historical Society has provided invaluable services in educating the public by maintaining, displaying and collecting historical records and artifacts, and

**WHEREAS:** many volunteers devote their time and effort for the preservation of our historical heritage, and

**WHEREAS:** there are significant expenses related to providing these invaluable services, and

**WHEREAS:** the Historical Society depends on donations and fund raisers for their operating expenses, and

**WHEREAS:** the Northport Village Board of Trustee's recognizes the time and effort of the Historical Society, therefore

**BE IT RESOLVED:** That the Village of Northport hereby appropriates the sum of \$2,000.00 Northport Historical Society to help in its continuing services.

On the motion of Trustee Tobin and seconded by Trustee McMullen the following resolution was unanimously approved.

**RESOLUTION 2011-57~ NORTHPORT COMMUNITY BAND**

**WHEREAS:** for over the past 50 years the Northport Community Band has performed in the Northport Village Park gazebo, and

**WHEREAS:** many area residents have enjoyed the wonderful music and,

**WHEREAS:** the Village Board of Trustees wish's to continue to support this unique waterfront activity, therefore

**BE IT RESOLVED:** That the Village of Northport hereby appropriates the sum of \$2,700 to the Northport Community Band to help in its continuing services.

On the motion of Trustee Kehoe and seconded by Trustee McMullen the following resolution was unanimously approved.

**RESOLUTION 2011-58~ NORTHPORT AMERICAN LEGION POST 694**

**WHEREAS:** the Northport American Legion Post 694 has provided invaluable services to the Village of Northport, and

**WHEREAS:** there are significant expenses related to providing these invaluable services, and

**WHEREAS:** the Northport Village Board of Trustee's recognizes the time and effort of the American Legion post 694 , therefore

**BE IT RESOLVED:** That the Village of Northport hereby appropriates the sum of \$1000.00 to the Northport American Legion post 694 to help in its continuing services.

On the motion of Trustee Kehoe and seconded by Trustee Tobin the following resolution was unanimously approved.

**RESOLUTION 2011-59~ NORTHPORT ARTS COALITION**

**WHEREAS:** the Northport Arts Coalition has provided an invaluable services to the Village of Northport, and

**WHEREAS:** there are significant expenses related to providing these invaluable services, and

**WHEREAS:** the Northport Village Board of Trustee's recognizes the time and

effort of the Northport Arts Coalition , therefore

**BE IT RESOLVED:** That the Village of Northport hereby appropriates the sum of \$1000.00 to the Northport Arts Coalition to help in its continuing services.

On the motion of Trustee Kehoe and seconded by Trustee Tobin the following resolution was unanimously approved.

**RESOLUTION 2011- 60~ AUTHORIZING A FARMERS' MARKET IN THE VILLAGE OF NORTHPORT**

**WHEREAS:** a farmers' market will benefit the residents of Northport and other residents of Huntington by emphasizing fresh, locally grown produce and related products.

**WHEREAS:** a farmers' market will help support local farmers and producers by providing an additional market for their goods, and

**WHEREAS:** a farmers market will help support local businesses by attracting more visitors, and

**WHEREAS:** a farmers market will help further a sense of community by bringing residents together in a public place for a common purpose; and

**WHEREAS:** the Incorporated Village of Northport has entered into a lease agreement with the Town of Huntington, dated February 20, 1987, to lease five (5) parcels of property owned by the Town for a term of forty (40) years, and

**WHEREAS:** such lease agreement provides that Parcels III and IV are not permitted to be used for any commercial, business or industrial purpose; and

**WHEREAS:** the Incorporated Village of Northport has received the consent of the Town of Huntington authorizing a Farmers' Market in the Cow Harbor Park Parking Lot, bounded on the North by Main Street and on the East by Woodbine Avenue, also known as a portion of Parcel III, and further described in the lease dated February 20, 1987; and

**WHEREAS:** the farmers' market which was operated in the same location for four Saturday mornings in the Fall of 2007 and each Saturday from mid-May through mid-November 2011 proved to be successful in accomplishing the goals stated above; and

**WHEREAS:** Northport Farmers Market, Inc., a not-for-profit corporation operated by interested residents and business people of the Village of Northport, has offered to operate the farmer's market and secure the necessary insurance,

**NOW THEREFORE, BE IT**

**RESOLVED,** that the Mayor is hereby authorized to enter into an agreement with Northport Farmers' Market, Inc. to operate a farmers' market to be held no more frequently than one day per week, commencing no earlier than May 1, 2011 and ending no later than December 1, 2011, with all set-up, sales, and clean-up operations to start no earlier than 6:00 a.m. and to be completed by 1:30 p.m., on such terms and conditions as may be acceptable to the Village Attorney, and it is further

**RESOLVED**, that the farmers market shall emphasize fresh produce, seafood, and related products, that are as locally grown or harvested as possible, and it is

**RESOLVED** that pursuant to the agreement of the Town of Huntington, the farmers' market may be located in the Cow Harbor Park Parking Lot, also known as a portion of Parcel III, and further described in the lease dated February 20, 1987, and that the alternate location of the farmers' market shall be Municipal lot 3, also known as the Dorothy Walsh parking lot.

On the motion of Trustee McMullen and seconded by Trustee Tobin the following resolution was unanimously approved.

**RESOLUTION 2011 - 61 ~PROPOSED LOCAL LAW " C " OF 2011**

**PLEASE TAKE NOTICE:** that a Public Hearing of the Village Board of Trustees will be held at the Village Hall, 224 Main Street, Northport, New York at 6:00 o'clock in the evening of the 19<sup>th</sup> day of April, 2011, to consider the following proposed local law:

**PROPOSED LOCAL LAW "C" OF 2011  
A LOCAL LAW OF  
THE VILLAGE OF NORTHPORT TO  
AMEND CHAPTER 89 "ALCOHOLIC BEVERAGES:  
SOCIAL HOST RESPONSIBILITY LAW" AND  
CHAPTER 147 FEES OF THE CODE OF  
THE VILLAGE OF NORTHPORT**

BE IT ENACTED: By the Board of Trustees of the Village of Northport as follows:

**Section 1. Statutory Authority and Supersession**

This Local Law is adopted pursuant to New York State Village Law, Municipal Home Rule Law and State Environmental Quality Review Act and its implementing regulations and expressly supersedes the provisions of the Village Code as detailed below in Section 4 of this Local Law.

**Section 2. Amendment to Chapter 89: Alcoholic Beverages: Social Host Responsibility Law**

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**§ 89-4. Penalties.**

A violation of Section 89-3 of this local law shall constitute a violation and be punishable in the manner as follows:

A. First Offense: ~~Two~~ Five hundred and ~~fifty~~ dollars.

- B. Second Offense: ~~Five hundred~~ One thousand dollars.
- B. Second Offense: ~~Five hundred~~ One thousand dollars.
- C. Third and Subsequent Offenses shall constitute an unclassified misdemeanor with penalties as follows: either: (1) One thousand five hundred dollars (2) A term of imprisonment not to exceed one year, or (3) Both one thousand five hundred dollars and a term of imprisonment not to exceed one year.

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### **Section 3. Amendment to Chapter 147 Fees**

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#### **Chapter 277, Trees**

§ 277-5 Permit Fee per application \$25.00

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### **Section 4. SEQRA**

The Board of Trustees has determined that pursuant to §617.5(c) 20 and 27 of the SEQRA regulations this action of the Village of Northport is "routine or continuing agency administration and management, not including new programs or major reordering of priorities" and "adoption of regulations, policies, procedures and local legislative decisions in connection with any Type II action . . ." and therefore, the proposed action of the Village of Northport in this matter is a Type II action and requires no further action pursuant to SEQRA.

### **Section 5. Severability**

If any clause, sentence, paragraph, subdivision, section or other part of this Local Law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalidated, such judgment shall not affect, impair or invalidate the remainder of this Local Law, and it shall be construed to have been the legislative intent to enact this Local Law without such unconstitutional, or invalid parts therein.

### **Section 6. Effective Date**

This local law shall take effect immediately upon filing in the Office of the Secretary of State.

On the motion of Trustee McMullen and seconded by Trustee Tobin the following resolution was unanimously approved.

**RESOLUTION 2011- 62 ~ GRANTING THE APPEALS FOR ADJUSTMENTS OF SEWER RENTS FOR FISCAL YEAR 2010-2011 TO THE EXTENT SET FORTH IN SCHEDULE "A" ATTACHED; AND DENYING THE APPEALS FOR ADJUSTMENTS OF SEWER RENTS SET FORTH IN SCHEDULE "B" ATTACHED. TO BECOME FINAL APRIL 30<sup>TH</sup> 2011 UNLESS OTHER DOCUMENTATION IS SUPPLIED.**

On the motion of Trustee Tobin and seconded by Trustee McMullen the following resolution was unanimously approved.

**RESOLUTION 2011- 63 OUTSIDE ACCOUNTING SERVICES**

**BE IT RESOLVED:** The Board of Trustees of the Village of Northport hereby allocates a supplemental \$10,000 for outside accounting services in accordance with resolution 2010-144.

**REQUESTS:**

1. Request from Visiting Nurse to close road for Spring Memorial Services Sunday May 1, 2011. The Board approved this request.

The next regular meeting of the Board of Trustees will be on April 19, 2011 at 6:00 p.m.

**A RESOLUTION FOR AN EXECUTIVE SESSION:** if necessary, for personnel and/or litigation matters.

On the motion of Trustee McMullen and seconded by Trustee Tobin the Board moved into executive session: 7:30 PM

On the motion of Trustee McMullen and seconded by Trustee Tobin the Board moved out of executive session: 8:15 PM

Respectfully submitted,

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Donna M. Koch  
Village Clerk

Schedule A

NAME	S/B/L	ORIGINAL	REDUCED TO
Braren	10-2-61	170.5	113.83
Costello	15-1-57	505.44	316.60
DeStefano	10-3-66	371.49	243.27
Duchi	12-1-24.4	347.22	158.88
Dugan	10-4-21	318.82	177.13
Gembala	4-1-10	618.86	0
Gillas	10-4-11	262.58	243.80
Greco	9-1-1	814.93	273.09
Hamilton	10-2-12.1	285.32	256.79
Henniger	10-3-47	282.36	253.70
Howard V.	7-1-43	540.08	285.00
Huber	6-1-19	697.88	500.36
Lamberg	9-2-33	161.21	145.09



Manngard	9-2-50	613.34	545.19
Mazzola	15-1-9	423.78	367.28
McCarthy	10-4-39	2506.70	2256.00
McKerr	10-4-18	251.56	167.17
McNamara	6-1-14	484.47	248.47
Middleton	15-2-39	255.75	187.74
Mormile	4-1-8	576.26	439.60
Plosky	15-1-28.1	184.14	119.99
Pollichino	15.1-2-21	294.91	287.96
Rufe	4-1-12	1089.01	0
Sachel	9-1-49	376.10	258.73
Scancarelli	12-2-25.02	513.45	456.40
Scheinzbach	10-1-56	410.95	182.65
Schmitt	15-2-50	230.73	182.86
Shelly	12.1-1-14	73.28	70.28
Sparacino	13-4-119	184.93	164.38
Starke	15-1-58	86.37	78.99
Starke	15-1-58	86.37	76.77
Trinity Church	9-2-29	620.96	409.74
Weber	9-1-3	150.10	0
<i>Beteille</i>	<i>12-2-21.1</i>	<i>138.26</i>	<i>0</i>
<i>DeAngelo</i>	<i>6-3-53</i>	<i>205.62</i>	<i>0</i>
<i>Fitzpatrick</i>	<i>15.1-2-1</i>	<i>65.67</i>	<i>0</i>
Howard R.	15.1-2-43	144.28	0
<i>O'Toole</i>	<i>15-1-38</i>	<i>228.54</i>	<i>0</i>
<i>Ricci</i>	<i>15-1-56</i>	<i>13.72</i>	<i>0</i>
<i>Vetter</i>	<i>10-3-48</i>	<i>280.47</i>	<i>0</i>
<i>Zonin</i>	<i>15.1-2-32</i>	<i>37.87</i>	<i>0</i>

## SCHEDULE B

NAME	S/B/L	ORIGINAL	
Ainbinder	4-1-9	1037.30	
Baldwin	7-3-16	153.00	
Boxhorn	12-1-2	417.84	
Brand	15-2-47	289.85	
Bruno	13-4-3	244.77	
Coumou	15-1-50	171.35	
Daria	13-4-109	145.19	
Delsandro	12-2-11.1	463.50	
Duca	15-2-18	151.45	
Fauser	7-4-10.1	327.17	
Gorevic	6-1-17	276.34	

H&S Realty	13-3-59	796.05	
Jenelten	10-3-40.1	219.65	
Kaplan	6-1-37.4	70.24	
Latter	10-3-43	304.62	
Mahon	12-1-28.5	248.78	
Mondrone	15-1-68	1156.83	
Myers	15.1-2-23	201.65	
Nixon	12.1-1-15	29.73	
Nolan	10-4-23	549.51	
Nolan	10-4-24.3	310.12	
Panzella	15.1-2-35	47.78	
Paulos	12-2-40	171.35	
Perpignaro	12.1-1-1	108.63	
Pius	9-2-21	785.70	
Torggler	15-2-40	190.02	
Uhl	15-2-10	94.33	